FOR MYSORE STATE

REVENUE 1950 (195) Department.

Ms. SERIES.

G.O. NO. 618

Dated 4.3.50

[Despatch Abstract.]

Land - Grant to political sufferers - Last date for receipt of applications - Entertainment of applications received after 31-10-49 - Instructions - Issued.

Copy to Mysore State

REVENUE DEPARTMENT.

Subject.

Land - Grant to Political Sufferer - Entertainment of applications received after 31-10-49 - Orders.

Ref:J:1588-51-1 Dated 8th November 1951 Station:Madras.

From

Sri A.F.Mascarenhas,I.A.S.,Secretary, Board of Revenue.

Sri S.Ranganatha,I.C.S., Commissioner of Land Revenue.

Read: From the Collector of South Kanara No.28428/51 dated 25-10-51

REFERENCE

Submitted to the Government for orders.

2.The Board presumes that the orders issued in the Government Memo No.68735-F.51-2 Revenue dated 16-10-51 will not apply to the cases of the type referred to in theCollector's letter cited above.

For Secretary.

To

The Secretary to Govt. Rev. Dept.

with collectors letter.

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Ref:28428/51-B3 S.Kanara Collector's Office
Mangalore dated 25-10-51.

Copy of the letter from Sri. A.R.Rajaratnam,B.A. Collector of South Kanara,addressed to the Secy. to the Government,Revenue Department Fort St. George,Madras-9, through the Secy,Board of Rev.(L.R.) Chepauk, Madras 5 (In duplicate).

Land : Grant to political sufferers - Entertainment of applications received after 31-10-49 - concession to Collectors - report.

Ref:- G.O.Mis. No.618 dated 4.3.50 and Government Memo. No.68735-F51-2 dated 16-10-1951.

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In this district no new applications from political sufferers were entertained after 13.9.51. Applications asking for additional extents of land, to which the political sufferers are entitled to make up the total extent of 10 acres of dry land or 5 acres of wet land as the case may be are however being admitted and action taken to assign the remaining extent to them. In view of the Government Memo. dated 16-10-1951 now received, I request to be informed whether the orders withdrawing the powers to Collectors to condone the delay in the submission of applications apply also to applications in which only the additional extents

of land are applied for by the political sufferers. These cases relate to applications where the applicants were assigned less than 10 acres of dry or 5 acres of wet lands in the first instance and who select the remaining extents subsequently and ap ly for them.

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Revenue Department

Memo.No.78570 F/51-1 dated 20-11-51.

Land - Grant to political sufferers - Entertainment of applications received after 31-10-49 - Applications for additional extents of land - Orders in Memo No.68735 F/51-3 Rev. dated 16-10-51 - Not applicable - Instruction issued.

Memo.68735 F/51-3 Rev. dated 16-10-51.
From the Collr. of S.Kanara letter No.28428/51B3 of dated 25 -10-51.
From the Board of Rev. nf. J.1588/51-1 dated 8-11-51.

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The Board of Revenue is informed that the presumption expressed in para 2 of its ref. quoted above is correct.

To
the Bd. of Rev. (L.R.)
the Collr. of S.Kanara.
S/cs.4 with copy of Bd's ref. and Collr's letter in c.f.

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Note:

Please see the [illegible] enc. in the c.f.

2. It will be seen from para 1 of G.O.Ms.No.618 Rev. dated 4-3-50 that the Collrs. were given powers to entertain belated fresh applications for land grant from political sufferers and the e powers were withdrawn in Memo.No.68735 F/51-2 Rev. dated 16-10-51. Thus these orders will apply only to fresh applications for land grant from political sufferers and not to the cases of the type referred to in the South Kanara Collr's. letter on p.2 c.f. The Board may be informed that its presumption is correct. Subject to orders, a draft memo is submitted above for approval. After issue of the memo the papers may be stitched with G.O.Ms.No.618 Rev. dated 4-3-50.

No.Rc.25851-49-A1. dated 7-2-50.

Copy of the letter from Sri N.Kanaksundaram,M.A., Collector and District Magistrate,Guntur,addressed to the Secretary to the Government, Revenue Department,Fort St. George,Madras.

Sub:- Land - Grant to political sufferers - Guntur District - Tenali taluk - Pedapalem village Sri Mellacheruvu Venkateswarule - Inclusion in the list of Political sufferers - Exemption - orders requested.

Ref:- Government Memo.No.55031-F/49-2 dated 18-10-49.

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Sri Mellacheruvu Venkateswarulu of Pedapalem,Tanali taluk has applied for inclusion of his name in the list of Political sufferers for grant of land stating that he could not submit his application on or before 31-10-49 as he was laid up with Typhoid and that he got over it recently.

2. The Tahsildar,Tenali has reported that it was a fact that the applicant was laid up with Typhoid for the whole of October and Novermber,49 and that the delay in applying may be condoned.

3. Hence the applicant's name may be ordered to be included in the list of political sufferers registered under the scheme of grant of land to political sufferers registered under the scheme of grant of land to political sufferers, in this District.

4. I am still receiving a number of fresh applications from political sufferers for grant of land and I am not entertaining them since they are time bar ed. I solicit orders whether I can entertain applications received after 31-10-49 in cases where I am satisfied that the applicants could not apply in time for adequate reasons.

/True extract/

Superintendent.

nr.11/6

ABSTRACT.

Land - Grant to Political Sufferers - Last date for receipt of applications - Entertainment of applications received after 31st October 1949 - Instructions - Issued.

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Revenue Department.

G.O.Ms.No.618. Dated 4th March 1950.
Read the following:-

Memorandum No.55031-F/49-2,Revenue,dated 18th October 1949.
From the Collector of Guntur,Letter No.25851/49-A.1,
dated 7th February 1950.

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O R D E R:-

In the Memorandum read above orders were issued that no applications for assignment of land under the scheme for the grant of land to Political sufferers received after the 31st October 1949 should be entertained. Applications are being received from political sufferers representing that they have not been able to ap ly in time for some reason or other. The Government direct that Collectors may entertain applications received after 31st October 1949 in cases where they are satisfied that the applicants could not apply in time for adequate reasons.

2. The Collector of Guntur is informed that he may dispose of the case of Sri Mellacheruvu Venkateswarulu in the light of the instructions issued in para 1 above.

(By Order of His Excellency the Governor)

V.K.Rao.
Deputy Secretary to Government.

To
all Collectors except Collector of Guntur (para 1 only)
the Collector of Guntur (infull)
Copy to the Board of Revenue (Land Revenue).

/True copy/

Superintendent.

nr.11/6

Revenue Department.

Memo.No.69735-F/51-2,dated the 16th October 1951.

Land - Grant to political sufferers - Entertainment of applications received after 31-10-1949 - concession - Withdrawn.

G.O.Ms.No.618,Revenue,dated 4.3.1950.

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It has been represented to the Government by some of the Collectors that the powers vested in the Collectors to condone the delay and entertain a plications from political sufferers for land grant which were received after 31-10-49 were retarding the progress in the disposal of ap lications for land grant from political sufferers. The Government have examined the matter and consider that the power should be withdrawn from the Collectors. The orders in G.O.Ms No.618 Revenue dated 4.3.50 are accordingly cancelled with effect from the date of this order.

K.Subba Rao,
Deputy Secretary to Government.

To
All Collr.,
The Bd. of Rev.,Land Revenue.

C.No.8972 F/50

Revenue Department.

Assignment - Land - Grant to political sufferers - Receipt of applications - Condonation of delay.

From the Collector of Guntur,letter No.Rc.2585/49-A1 dated 7-2-1950.

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To A.S.

Please see the letter from the Collector of Guntur in the C.F.

2. With a view to finish the work relating to the grant of land to political sufferers the last date for receipt of applications for land from political sufferers was fixed as 31-10-1949 (please see Memo. No.55031 F/49-2 Revenue,dated 18-10-1949). The

Collectors were informed that applications received after that date should not be considered. Since the orders at (P) were issued in October 1949 and as it is reported that the applicant was laid up with typhoid for the whole of that month it is for orders whether the Collector's recommendation may be accepted as a special case condoning the delay on the part of the applicant.

May be accepted in the special circumstances although there is no reason why the application could not be made earlier.

3. The Collector of Guntur requests order whether he can consider applications received after 31-10-1949 in cases where he is satisfied that the applicants could not apply in time for adequate reasons. It is submitted that Government are trying to wind up this work of granting lands to political sufferers as early as possible. The grant of discretion to Collector as proposed by the Guntur Collector will involve correspondence with the applicant to verify if the reasons advanced by the applicant are adequate and true. Moreover the discretion if allowed should be given to all Collectors. For orders whether the Collector may be informed that applications from political sufferers received after 31-10-1949 should not be considered.

The Collr. need not be given discretion. He may be asked to address the Govt. on cases which he considers to be really hard.

For orders on the points mentioned in the margin above.

K.S.
21.9.51

The scheme for the grant of land to political sufferers has been before the public for over two years. Wide publicity was given to the Govt's. decision by means of press notes from time to time. If in spite of all this, there were persons who did not send their applications by 31-10-1949, no consideration need be shown by them. I have no hesitation in suggesting that the time limit already fixed should be strictly adhered to not only by theCollectors but also by the Govt. No discretion need be given to collectors to consider delay in applications.

To U.S.

Plesse see the notes and orders in circulation on pp.1-2 above. With reference to the orders of H.M.(LR) above a draft order is submitted for approval.

(It is presumed that the order should be a general one giving discretion to all Collrs. to entertain applications received from political sufferers after 31-10-49 if they are satisfied that the applicants could not apply in time for adequate reasons. The orders may therefore be communicated to all Collrs.

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Revenue Department.

Land - Grant to political sufferers - Disposal of applications - Progress.

Towards the end of 1947, the Government sanctioned a scheme for the free grant of isolated plots of agricultural land at the disposal to political sufferers, Under this scheme, political sufferers are eligible for the grant of 5 acres of wet or 10 acres of dry land (15 acres of dry land in the Ceded districts) irrespective of the fact whether they own any land or not or the extent of the land owned by them. A report is o tained every month from the Collectors showing the progress made in the disposal of applications from political sufferers for grant of land. The report is reviewed by the Bd. and the Govt.

2. From the progress report for the month of July '51 it is observed that 21,811 applications have been received up to the end of July 1951, out of which 9,613 political sufferers were granted lands, 4,745 ap lications were rejected and 7,453 applications are still pending

disposal. It is also observed that the pendency is large in the districts of East Godavari, West Godavari Krishna, Ramanathapuram, Madurai, and Coimbatore. These Collectors have been asked to bestow personal attention to the matter and to see that the work of assignment of land to pol. sufferers is completed at an early date. In view of the fact that the assignment of land to ex-servicement and landle s poor persons can be taken up only after the assignment of lands to political sufferers is completed the imerative necessity of completing the work of assignment of land to pol. sufferers very urgently at any rate by 30.9.51 has been impressed on all the Collrs. except the cases of Madras and Anantapur. The replies of some of the collectors explaining the reasons for the delay are below. A statement showing the progress made in the disposal of applications from political sufferers for land grant up to the end of July 1951 is annexed.

For orders whether the matter will be taken up with the Collrs. personally when they meet Secy. on Sunday (23rd).

G. S. A
21.9.51

H.C.M. expressed that Collrs. are not evincing proper interest in the assignment of lands to political sufferers and that prompt steps should be taken to expedite and complete the work. The statement below shows that the pendency is heavy in West Godavari, Madurai Kristna, Coimbatore, Ramnad, East Godavari, Guntur and Tirunelveli. Collectors Krishna and Coimbatore have given the reasons for pendency and explained the steps that are being taken by them to dispose of the remaining cases. The other Collectors may be requested to look into the work personally and arrange to complete it before the end of October '51.

(I will speak to them tomorrow.
SKC
22.9.51

K. S. R
21.9.51

A / At the conference one Collector raised the question as to how the work could be finished when disafforestation of forest was necessary to make land available for political sufferers. Also the discretion vested in B / Collectores to accept petitions made out of time retarding progress.

S.K.C
23.9.57

To A.S.

Please see the notes on p -1-2 above and the notes of Secy at the foot of p.2 above.

2.A in Secys. notes on p.2 ante (above): Dev. may see for remarks regarding the disafforestation of forests.

3.B in Secys. notes on p.2 ante (above):- In February 1950, the Collr. of Guntur requested orders whether he could entertain applications from political sufferers for land grant received after 31-10-49 (the last date fixed for th receipt of such applications) in cases where he was satisfied that the applicants could not apply in time for adequate reasons. The matter was examined in detail. In this connection attention is invitdd to the notes of the then Dy.Secy.(V.K.Rao Esq.) on p.2 n.f of G.O.No.618 Rev. dated 4.3.50. He suggested that the time limit already fixed should be strictly adhered to not only by the Collrs. but also by the Govt. and that no discretion need be given to Collrs. to condone delay in application. But the Collrs. proposal was accepted in circulation and orders in the matter were issued. in G.O.Ms.No.618 Rev.4.3.50. It is now more than 1½ years since these orders where issued and by now most of the delayed applications would have disposed of. If political sufferers have not taken advantage of this till now, it is unlikely t ey will make use of this concession at any time.. As the Collrs have represented that the discretion vested in the

Collres. by these orders was ~~relatfing~~ regarding the progress in the disposal of applications it is for orders whether thexx orders in G.O.Ms.618 Rev. dated 4-3-50 will be cancelled.

Please attend to query above first.

To A.S.

With reference to the query at 'X' on p.3 ante, a copy of Dev.Dept. Memo referred to by A.S. is put up at (S) It will be seen therefrom that the instructions were issued with a view to speed up the process of handing over disreserved forest areas by the Forest Dept. to the Rev. Dept. The question raised at the conference relates to the disreservation of forest areas to make land available for political sufferers. This is a matter for consideration in Dev. Dept. Orders may be passed on the notes on p.1 ante.

Notes from bottom of (p.2 ante). p.2 ante

A in Secys. note on p.2 ante:- Dev. have recently issued some general orders- copy at (S) - to avoid delays in handing over to the Rev. Dept. disreserved forest areas for assignment to political sufferers. Dev. may be requested to examine what more could be done to expedite the entire process. /B

B in Secys.note on p.2 ante:- See the circumstances stated in pra 3 of the note on p.3 ante, the concession in G.O. 618 Rev. dated 4.3.50 may now be stopped. In deserving cases, Govt. can ~~always~~ always interfer and grant lands under the scheme of land grant to political sufferers. /X

Dev. may see before circulation.

(Dev.) Dept.

To.A.S.

Notes from p.1 ante may be perused.

Supply of timber, firewood, green manure leaf, grazing for cattle, protection against storms, winds and floods preservation of soil on ridges slopes and valleys, prevention of landslips and formation of ravires and forests, protection of land against erosion, maintenance of water supply in springs, rivers etc. are some of the vital functions of the forests. Very many industries are based on raw produce obtainable only from forests and no industrial expansion can be thought of unless the forest produce is supplies in abundance.

Not withstanding all these factors, the requests of political sufferers for disreservation and assignment of forest lands are being considered as special cases and every request is being examined in consultation with the C.C.F.; and wherever possible forest areas are disreserved It may be stated that since 1947 (the year of transfer of power) the area of forest lands disreserved is about 14,000 acres and most of the area was disreserved for assigning them to political sufferers. A few cases are still under consideration in consultation with the C.C.F. and as soon as his replies are received, they will be examined and orders issued.

In the abouve circumstances it is for order whether any action is necessary with reference to 'A' on p.2 and 'B' on p.4 above.

Applications for assignment of lands in Govt. area are generally dealt with expeditiously in consultation with the C.C.F. As then lands are often found essential to be retained by the Forest Dept. in the departmental interests and for regulation and protection purposes, references have often to be made to the district offices before the C.C.F. could offer his remarks. But in cases when Govt. have decided to assign Govt. lands the C.F.F. has been instructed in the Memo at (S) to

This file has been sent to this Dept. with reference to 'A' on p.2 and 'B' on p.4 above. The following remarks seem called for in this Dept.

The accpeted policy of the Govt. of India is that each State should have not less than 20 per cent and if possible 25 per cent of its total area under forests and so distributed that a villager may be enabled to satisfy this requirements of age - timber and fuel within a reasonable distance. This policy was enunicated as a result of the conference of Agriculture Ministers of Provinces and States held during September 1948 relating to "Future Forest Policy." The Madr s Govt. have agreed to the fixation of minimum Forest targets in the various natural regions. Having regard to the needs of the Madras State, the minimum will have to be not less than 20 to 25% of the total land area, the higher percentage being adopted for the dry districts. Govt. of India have been informed accordingly.

The existing forest area in the Madras State is far below the minimum (about 12%). Efforts were made to increase the forest area in the state, by transferring the Panchayat Forests to the Control of the Forest Dept. taking up the management of forests in the merged States such as Sandur, Pudukkottai etc., with all these, well managed forests under the Control of the Forest Dept. cover an extent of only about 12 per cent, a large proportion of which is the ppor scrub jungle of the drier districts. It is therefore necessary to secure an increase in the area an increase in the area under forests, in preference to acceding to the clamour for disreservation and also to develop the existing resources.

The forests have various functions to perform in the economy of the state in order to meet the physical, agricultural, industrial and defence requirements.

implement the decision of Govt. without any delay. No further action seem called for.

C.C.F. is not remarkable for expeditious disposal but this fact is not very relevatn as the limit for assignment of forest land was already been reached. Any special Applications referred can be expected to be disposed quickly.

To A.S.

Please see the notes from the bottom of p.2 ante.

2. At the recent conferance of Collectors held in the Secretariat on 23.9.51 the question of speeding up the disposal of applications for land grant to political sufferers was discussed with the Collectors. At the Conference some of the Collectors raised as to how the work of assignment of land to political sufferers could be pushed through when dis-afforestation of forests was necessary to make land available for political sufferers. It was also represented that the discretion vested in the Collerctors to accept applications for land grant out of time was retarding progress in the disposal of applications.

A

B

3. 'A' above: Dev. Dept. have stated that the limit for assignment of forest lands to political sufferers has been reached and that any special applications for disreservation received can be expected to be disposed quickly. In view of this no further action appears necessary in this matter. For orders.

no further action seems possible in this direction in view of what Dept has stated on page 5 – 8 above X

4.'B' above. For reasons stated in para 3 of the notes on p.3 ante, this Deptt. consider that the concession in G.O.Ms.No.618 Rev. dated 4.3.50 may now be stopped. In deserving cases the Govt. can always interfere and grant lands under the scheme for the grant of land to political sufferers.

5.The file may be circulated for orders on 'X' and

'Y' on p.8 above.

'X' and 'Y' on p. 8 ante may be approved.

S.K.C
5.10.51

H.S.R
6.10.51

'X' Put up all pending papers for dereserving forests to give lands to political sufferers.

'Y' I agree.

K.V.R
14.10.51

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To A.S.

With reference to the orders in circulation above a draft memo is submitted for approval. After issue of the Memo. the file may be sent to Dev. Dept. and they may be requested to take extracts from this file for separate action with reference to the minutes of H.M.(Health) above and return the file to this Dept.

H.M.(L.R.) may perhaps persue the minutes of H.M.(Health).

H.M.(L.R.) for perusal of the minutes of H.M. (Health)

H.S.R.
22.10.51

Rev. U.O.
6873 S M/51-3
23.10.51

To A.S.

Please see the notes on p.9 ante. The file may now be sent to Dev. with reference to 'X' ~~on p.9 ante.~~ above

Dev.(

To A.S.

(Previous notes of this Dept. at p.5-8 above)

Further notes from p.8 above and orders in circulation ~~at p.8~~ above may be perused. The file has bee sent to this Dept. for taking extracts with reference to 'X' ~~on p.9~~ above. Necessary extracts have been taken and a separate file started in this Dept. This may be returned

To A.S. Rev. Dept.

Please see the notes from p.8 above. No further action is necessary in this file. The papers may be lodged and stitched with G.O.Ms.613 Rev. dated 4.3.50.

Dev.U.O.115392C/57-1
31-10-57

/True extract./

Superintendent.

nr.11/6

Compared by:-
1) [illegible] 13/6